

REMARKS

Reconsideration of the present application is respectfully requested. Claims 1-14, 16-18, and 20 were pending. Claims 1-3 have been canceled without prejudice. Claims 4, 7, 9, and 10 have been amended. Claims 4-14, 16-18, and 20 remain pending.

35 U.S.C. § 102(e) Rejections

The Examiner has rejected claims 1-3 under 35 U.S.C. § 102(e) as being anticipated by Roper et al. (US 6, 900,663). Claims 1-3 have been canceled without prejudice, thus obviating the rejections.

35 U.S.C. § 103(a) Rejections

The Examiner has rejected claims 4, 7, 10, 12-14, 17, 18 and 20 under 35 U.S.C. § 103(a) as being obvious over Roper et al. in view of Tinsley et al. (US 2003/0085736). A statement of common ownership of the current application and Roper at the time of the invention of the current application is respectfully submitted below in the current response to disqualify Roper as prior art under 35 U.S.C. § 103(c). The rejection under 35 U.S.C. § 103(a) is overcome for at least this reason. Applicant respectfully requests the Examiner to withdraw the rejection.

Allowable Subject Matter

In the Office Action, the Examiner objected to claims 5, 6, 8, 9, and 11 as being dependent upon a rejected base claim. The base claims of claims 5, 6, 8, 9, and 11 as amended are claims 4 and 7, respectively. For at least the reason discussed above, claims 4 and 7 are patentable over Roper in view of Tinsley. Since the base claims of 5, 6, 8, 9, and 11 are now patentable, it is respectfully requested that the objection on claims 5, 6, 8, 9, and 11 be withdrawn.

Statement Concerning Common Ownership

The present application and the reference, Roper et al. (U.S. Patent No. 6,900,663) were, at the time the invention of the current application was made, owned by, or subject to an obligation of assignment to, the same entity, Cypress Semiconductor Corporation.

CONCLUSION


Applicant respectfully submits that the present application is in condition for allowance. If the Examiner believes a telephone conference would expedite or assist in the allowance of the present application, the Examiner is invited to call Teresa Wong at (408) 720-8300.

Pursuant to 37 C.F.R. 1.136(a)(3), Applicant hereby requests and authorizes the U.S. Patent and Trademark Office to (1) treat any concurrent or future reply that requires a petition for extension of time as incorporating a petition for extension of time for the appropriate length of time and (2) charge all required fees, including extension of time fees and fees under 37 C.F.R. 1.16 and 1.17, to Deposit Account No. 02-2666.

Respectfully submitted,

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